



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

AUG 5 2008

Michael J. Schroeder
200 East Sandpointe Avenue
Suite 400
Santa Ana, CA 92707

RE: MUR 4389
Orange County Democratic Central
Committee
James "Jim" Toledano
Prince for Congress and James M. Prince, in
his official capacity as treasurer
Paul and Debra Lee LaPrade

Dear Mr. Schroeder :

This is in reference to the complaint you filed with the Federal Election Commission concerning the respondents referenced above. The Commission found that there was reason to believe that the Orange County Democratic Central Committee and its treasurer violated 2 U.S.C. §§ 433(a), 434(a), 441a(a)(1)(A), and 441d(a); that Prince for Congress and James M. Prince, as treasurer, violated 2 U.S.C. §§ 434(a)(6) and 441a(f); and that Paul and Debra Lee LaPrade violated 2 U.S.C. § 441a(a)(1)(A), provisions of the Federal Election Campaign Act of 1971, as amended, ("the Act") and conducted an investigation in this matter. The Commission accepted conciliation agreements signed by respondents Paul and Debra Lee LaPrade, and Prince for Congress and James M. Prince, in his official capacity as treasurer. After considering the circumstances of this matter, the Commission also determined to take no further action with respect to the Orange County Democratic Central Committee and its treasurer.

After conducting an investigation, the Commission found probable cause to believe James Toledano violated 2 U.S.C. § 432(b), a provision of the Act. The Commission was unable to settle the matter through a conciliation agreement and, therefore, authorized the filing of a civil suit in United States District Court. The district court entered an order of final judgment, in which it granted the Commission's motion for summary judgment and ordered Toledano to pay a \$7,500 civil penalty and the Commission's costs. Toledano subsequently appealed the district court's decision. The Ninth Circuit Court of Appeals affirmed the district court's decision. *FEC v. Toledano*,

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317 F.3d 939 (9th Cir. 2002, as amended on denial of rehearing 2003). Accordingly, the Commission closed the file in this matter on July 28, 2008.

Documents related to the case will be placed on the public record within 30 days. *See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files*, 68 Fed. Reg. 70,426 (Dec. 18, 2003). Enclosed for your information are copies of the agreements with the LaPrades and Prince for Congress, a Statement of Reasons explaining the Commission's decision regarding the Orange County Democratic Central Committee, and a copy of the judicial decisions regarding Toledano.

If you have any questions, please contact me at (202) 694-1650.

Sincerely,



Kamau Philbert
Attorney

Enclosures
Conciliation Agreements
Statement of Reasons
Judicial Decisions

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